

**SCPD POLICY AND LAW COMMITTEE MEETING MINUTES**  
**October 11, 2018**  
**SMYRNA REST AREA - SMYRNA, DE**

**Members Present:** Daniese McMullin-Powell, Co-Chair; Deb Bradl, DVI; Kathie Cherry, GACEC; Moni Edgar, UCP; Nick Fina, Advocate; Lauren Reynolds, FCIL; Laura Waterland, DLP; John McNeal, Staff; and Jo Singles, Support Staff.

Guest: Bill Powell  
Alice Stumpf  
Ashton Drive, Student  
JB. Driver

**CALL TO ORDER**

Daniese called the meeting to order 1:06 pm. Everyone introduced themselves and explained what they did or their agencies did in serving people with disabilities. Daniese explained the scope of the Policy & Law Committee.

**ADDITIONS OR DELETIONS TO THE AGENDA**

- Process for this Committee Going Forward (Nick)

**APPROVAL OF MINUTES**

The September 13, 2018 minutes were approved as submitted.

**REVIEW OF REGULATIONS AND LEGISLATION**

Proposed Regulations

1. Proposed DMMA Medicaid State Plan Amendment for Health Home Services 22 Del. Register of Regulations 262 [October 1, 2018] – After discussion, Laura made a motion that the Council endorse the SPA (state plan amendment) in principle, with concerns listed. The SCPD will request that language be added that makes clear that children with SED (serious emotional disturbance) are one of the populations with chronic conditions included in this SPA. A copy of SCPD's comments will be sent to DSCYF/DPBHS. Also, add concern about accessing care according to the person-centered plan of care. Nick seconded the motion. Motion carried.
2. Proposed DHSS/Division of Social Services Amendments for Authorizations of Child Care, 22 Del. Register of Regulations 264 [October 1, 2018] – Laura made a motion that the Council should consider asking DHSS to revise the proposed amendments in order to meet federal requirements concerning when child care authorizations must continue and when cases may be closed. A copy of SCPD comments will be sent to DHSS/DSS and DSCYF.

Nick commented that the disruptions should be minimized. The regulation should focus on the spirit of the federal regulation that they are responding so that we are finding ways to minimize disruptions rather than find ways to take it away. Nick seconded the motion. Motion carried.

3. Proposed DDOE Regulations for Repayment of Teacher student loan debt, 22 Del. Register of Regulations 256 [October 1, 2018] – Laura made a motion that the SCPD endorse this proposed regulation with minor amendments and a clarification. Deb spoke about the great need for special education teachers or TVIs (teachers of visually impaired) Certification. Laura added that we should mention that this supports and protects special education teachers, particularly in TVIs. A copy of SCPD comments will be sent to DOE. Nick seconded the motion. Motion was carried. Kathie noted that it is only taking care of \$1,000-2,000 of a loan.
4. Proposed DDOE/Professional Standards Board Regulations for Paraeducator Permit Requirements, 22 Del. Register of Regulations 259 [October 1, 2018] – Laura recommended that the Council seek an amendment consider seeking an amendment of the proposed regulation because it removes guidance for when permits may be denied or revoked, eliminates hearing rights for an individual whose permit has been denied or revoked, and may present people with petty criminal backgrounds from obtaining permits. A copy of SCPD comments will be shared with DOE. Nick made a motion to accept Laura's recommendation. Deb seconded the motion. Motion was carried.
5. Proposed Regulation Office of the State Lottery, 22 Del. Register of Regulation 261 [October 1, 2018] - Laura spoke briefly about a change to the regulations covering accessibility at lottery licensed facilities. John noted that their policy is clearly defined, but the Lottery Commission does not follow it. Laura offered to look at the regulation in the next week or so. John will review the regulation and be more specific about what needs to be included and will send some comments for review.
6. Proposed Regulation DOT/Delaware Transit Corporation re: Public Carrier, 22 Del. Register of Regulation 287 [October 1, 2018] – Laura will review this.

## **ANNOUNCEMENTS**

Kathie spoke about the upcoming musical called “Boundless” about 200 people who walked from Philadelphia to Washington, DC. This is a musical history of inclusion in the community for persons with disability. The play will be held October 19 & 20, 2018 at Dover High School. There is no cost, but interested parties should RSVP. Daniese noted that she was part of this historical event and that it took two weeks to get to D.C.

John spoke about the increase in the contractual budget. He spoke about needing another policy person. He stated that the Budget Hearings are coming up in November and he needs people to give testimony in person or write letters. He will email the dates and additional information. John noted that the SCPD Director and the Statewide ADA Coordinator are both full-time positions. The State is not in ADA compliance and this needs to be brought up at the November

Hearings. Nick offered to assist.

Nick stated that the Initiative #4 group will be meeting right after the Policy & Law Committee meeting and asked that anyone interested in participating to stay.

### **PUBLIC COMMENT**

Mr. Driver commented that attending today's meeting was very interesting for him and his daughter. He thanked everyone for their time and efforts for what individuals are doing. Nick commented that there are multiple committees under the SCPD.

### **ADJOURNMENT**

The meeting was adjourned at 2:34 pm. Due to the upcoming Election, the next meeting will be held on Tuesday, November 13, 2018 – 1:00 pm.

Respectfully submitted,

Jo Singles  
Support Staff

policy & law/min 10-11-18